

**STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION
STIPULATED AGREEMENT NO. 1188**

COPY

T06-0058

This Agreement made and entered into, by and between the State of Illinois acting by and through the Illinois Commerce Commission ("Commission"), the CSX Transportation, Inc. ("Company"), the Newell Township Road District ("Road District"), and the State of Illinois, Department of Transportation ("Department" or "IDOT").

WITNESSETH:

WHEREAS, it has come to the attention of the Commission through Staff investigation that inquiry should be made into the matter of improving public safety at the Sunset Road (TR 193) highway-rail grade crossing of the Company's track near Danville, Vermilion County, Illinois, designated as crossing AAR/DOT #353 705R, railroad milepost 118.93-L; and

WHEREAS, proper investigation has been made of the circumstances surrounding the subject crossing by a representative of the Commission's Transportation Division Railroad Section; and

WHEREAS, the physical aspects, including geometrics of the intersection, train movements, vehicular traffic volume, and sight distances and other pertinent data relating to the crossing have been obtained and shown on Exhibit A, attached to this Agreement; and

WHEREAS, the parties are mutually agreeable to accomplish proposed improvements to the crossing upon determination of the Commission by Order.

NOW, THEREFORE in consideration of the premises and of the mutual covenants and agreements as hereinafter contained the parties pray that the Commission enter an Order according to the provisions of Section 18c-7401 of the Illinois Commercial Transportation Law, 625 ILCS 5/18(c)-7401, requiring that certain improvements as hereinafter stated be made and that the cost for the proposed improvements be divided among the parties according to law and that in the interest of the traveling public the Grade Crossing Protection Fund ("GCPF") of the Motor Fuel Tax Law ("MFT") be required to bear a substantial portion of the cost; To Wit the parties agree as follows:

Section 1 All improvements encompassed by this Agreement shall be made in accordance with all applicable State laws, rules, standards, regulations and orders and procedures in general.

Section 2 The parties are of the opinion that the following improvements in the interest of public safety at the aforesaid crossing should be:

- (a) Installation of automatic flashing light signals and gates with a bell, controlled by constant warning time circuitry, and equipped with an event recorder and a remote monitoring system.
- (b) Installation of temporary STOP signs at the Sunset Road crossing within 30 days of a Commission Order for the installation of new automatic

DOCKETED

warning devices.

- (c) Improvement of the existing highway approach grades to meet the requirements of 92 Ill. Adm. Code 1535 and as denoted on Exhibit C, attached hereto.
- (d) Reconstruction of the crossing surface so that it meets the requirements of 92 Ill. Adm. Code 1535.

Section 3 The Company has prepared detailed drawings, circuit plans, required specifications and a preliminary cost estimate to accomplish the proposed safety improvements, which may be required by Commission Order. The drawings, circuit plans, specifications, and cost estimate are attached and incorporated herein by reference as Exhibit B.

Section 4 The County on behalf of the Road District has prepared a preliminary cost estimate to accomplish the proposed approach grade improvements, which may be required by Commission Order. The drawings, specifications, and cost estimate are attached and incorporated herein by reference as Exhibit C.

Section 5 The Company and Road District shall each upon Order, according to the requirements contained therein, proceed toward the completion of the proposed improvements, accomplishing the work with its own forces or appropriate contracted services and agrees that an appropriate time for the completion of the proposed improvements should be twelve (12) months from the date of a Commission Order approving this Agreement.

Section 6 The parties agree that an equitable division of cost for the proposed improvements is as follows:

- COST DIVISION TABLE -

IMPROVEMENT	EST. COST	GCPF	Road District	COMPANY
Install Automatic Flashing Light Signals and Gates, controlled by CWT Circuitry	\$175,687	95% ¹ \$166,903	\$0	5% ² \$8,784
Modify Existing Highway Approaches	\$13,715	\$0	100% ⁵	\$0
Reconstruct Existing Main Track Crossing Surface.	No Estimate Required	\$0	\$0	100% ⁴
Install temporary STOP Signs, if ordered	No Estimate Required	\$0	\$0	100% ³
TOTALS	\$189,412	\$166,903	\$13,715	\$8,784

Notes:

¹ Total Grade Crossing Protection Fund (GCPF) assistance not to exceed \$166,903; any installation costs above the estimated amount of \$175,687 will be divided between the GCPF and the Company in the same percentages noted above, upon submittal and review of evidence to support the additional cost and subject to approval by the Commission.;

² Company responsible for all future operating and maintenance costs associated with the new automatic warning devices.

³ Company responsible for all future maintenance costs associated with the temporary STOP Signs.

⁴ Company responsible for all future maintenance costs associated with the crossing surfaces.

⁵ Road District responsible for all future maintenance costs associated with the highway approaches.

Section 6 The Road District is financially able and willing to bear an equitable portion of the cost for the proposed improvements as may be assigned by the Order and indicates this intent by Resolution incorporated herein by reference as Exhibit D. The Road District shall submit a certified copy of the Resolution at the same time as the Execution Page of this Agreement is submitted to the Commission.

Section 7 Special Provisions: Since the approach grade improvements at the subject crossing will be performed by Road District, flagging and contractor liability insurance will be required for said work.

The Company and Road District shall complete and submit the Project Manager Information portion of the Project Status Report sheet, attached as Exhibits E and E-1, along with this executed Agreement.

The Company and Road District shall, at six (6) month intervals from the date of the Commission Order approving this Agreement, submit to the Director of Processing and Information, Transportation Bureau of the Commission, a Project Status Report, attached as Exhibits E and E-1, regarding the progress each has made toward completion of the work required by this Agreement. Each Project Status Report shall include the Commission Order's docket number, the Order date, the project completion date as noted in the Order, crossing information (inventory number and railroad milepost), type of improvement, and the name, title, mailing address, phone number, facsimile number, and electronic mailing address of the Company and Road District Project Manager.

All bills for work specified in Section 2 of this Agreement authorized for reimbursement from the Grade Crossing Protection Fund shall be submitted to the Fiscal Control Unit, Bureau of Local Roads and Streets, Illinois Department of Transportation, 2300 South Dirksen Parkway, Springfield, Illinois 62764. The Department shall send a copy of all invoices to the Director of Processing and Information, Transportation Bureau of the Commission. The final bill for expenditures from each party shall be clearly marked "Final Bill". All bills shall be submitted no later than twelve (12) months from the completion date specified in the Commission Order approving this Agreement. The Department shall not obligate any funds for the cost of proposed improvements described in this Agreement without prior approval by the Commission. The Commission shall, at the end of the 12th month from the completion date specified in the Commission Order approving this Agreement or any Supplemental Order(s) issued for this project, notify the Department to de-obligate all residual funds accountable for this project. Notification may be by regular mail, electronic mail, fax, or phone.

SECTION 8 Billing: For all work specified in Section 2 of this Agreement, and authorized by an Order of the Commission, the Company shall provide sufficient documentation for all bills. The minimum documentation requirements are:

- a) Labor Charges (including additives) - Copies of employee work hours charged to the railroad account code for the project.
- b) Equipment Rental - Copies of rental agreements for the equipment used, including the rental rate; number of hours the equipment was used and the railroad account code for the project.
- c) Material - An itemized list of all materials purchased and installed at the crossing location. If materials purchased are installed at multiple crossing locations, a notation must be made to identify the crossing location.
- d) Engineering - Copies of employee work hours charged to the railroad account code for the project.
- e) Supervision - Copies of employee work hours charged to the railroad account code for the project.
- f) Incidental Charges - An itemized list of all incidental charges along with a written explanation of those charges.
- g) Service Dates - Invoice should include the beginning and ending date of the work accomplished for the invoice.
- h) Final or Progressive - Each invoice should be marked as a Progressive or a Final Invoice.
- i) Reference Numbers - Each invoice should include the AAR/DOT number, the ICC Order number and the state job number when federal funds are involved.
- j) Locations - Each invoice should show the location, with the street name and AAR/DOT crossing inventory number.

Section 9 This Agreement shall be binding upon the parties hereto, their successors or assigns. Upon execution of this Agreement by all parties, the Commission shall enter an appropriate Order, within 60 days accepting or rejecting such stipulation according to the provisions contained herein.

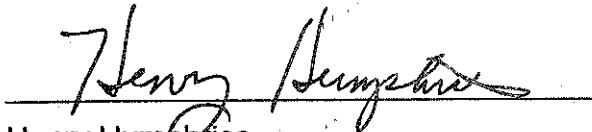
In Witness Whereof, the parties have caused this Agreement to be executed by their duly authorized officers, as of the dates indicated on their respective Execution Pages, attached hereto.

Executed by the Commission this 17th day of April 2006.



Michael E. Stead
Rail Safety Program Administrator

Attest:



Henry Humphries
Rail Safety Specialist

Illinois Commerce Commission Stipulated Agreement No. 1188, executed by Commission Staff on April 17, 2006, concerning improvements at the Sunset Road (TR 193) highway-rail grade crossing of CSX Transportation's track, near Danville, Vermilion County, Illinois, designated as crossing AAR/DOT #353 705R, railroad milepost 118.93-L.

Executed by CSX Transportation, Inc. this 4th day of May 2006.

CSX TRANSPORTATION, INC.

By:



Eric G. Peterson
ASST. CHIEF ENGINEER
PUBLIC PROJECTS

Attest:



Donna W. Melton
Corporate Secretary

Illinois Commerce Commission Stipulated Agreement No. 1188, executed by Commission Staff on April 17, 2006, concerning improvements at the Sunset Road (TR 193) highway-rail grade crossing of CSX Transportation's track, near Danville, Vermilion County, Illinois, designated as crossing AAR/DOT #353 705R, railroad milepost 118.93-L.

Executed by Newell Township Road District this 10th day of MAY 2006.

NEWELL TOWNSHIP ROAD
DISTRICT

By:

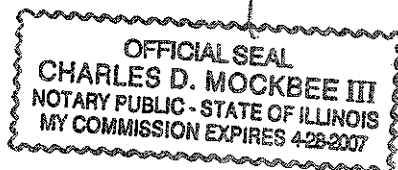
Richard Powell

RECEIVED
MAY 26 2006

Illinois Commerce Commission
RAIL SAFETY SECTION

Attest:

Charles D. Mockbee III



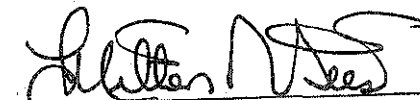
Illinois Commerce Commission Stipulated Agreement No. 1188, executed by Commission Staff on April 17, 2006, concerning improvements at the Sunset Road (TR 193) highway-rail grade crossing of CSX Transportation's track, near Danville, Vermilion County, Illinois, designated as crossing AAR/DOT #353 705R, railroad milepost 118.93-L.

Executed by the Illinois Department of Transportation this 20th day of June, 2006.

STATE OF ILLINOIS

DEPARTMENT OF TRANSPORTATION

By:



Milton R. Sees, Director of Highways/Chief Engineer

**ILLINOIS COMMERCE COMMISSION
STIPULATED AGREEMENT
CROSSING DATA FORM**

GENERAL INFORMATION: See Location Sketch

RAILROAD	CSX
USDOT#, MILEPOST	353 705R, 118.93-L
STREET, CITY, COUNTY	Sunset Road (TR-193) near Danville, Vermilion County
JURISDICTION (RDWY)	Newell Township
LOCATION	Urban/Rural, Commercial/Residential
STREET SURFACE	17' Oil/Chip, Condition

CROSSING DATA: Also see Location Sketch for roadway profile and track centers

TRACK (W-E or N-S)	SURFACE TYPE	SURFACE WIDTH	SURFACE CONDITION
Main	Epton rubber/asphalt	24'	Poor
			Needs reconstructed

ROADWAY DATA: See Location Sketch

INTERSECTING ROADS:	None
TRAFFIC CONTROL	None
ADT & SPEED	209 Vehicles Per Day @ 55 MPH (unposted)
TRAFFIC TYPE	Passenger, School Buses, Hazardous Materials, all possible
ADVANCE WARNING	Yes
PAVEMENT MARKING	No

RAILROAD DATA: See Location Sketch

FREIGHT TRAFFIC	32 Per day @ 60 MPH, Day & Night? Yes
PASSENGER TRAFFIC	None
WARNING DEVICES	Crossbucks

NOTES:

VISIBILITY STUDY: See Location Sketch

Train Speed	60	MPH
Roadway Speed	55	MPH
Required Stopping Sight Distance (SSD)		
Along Roadway	573	FEET
Along Tracks	704	FEET
Required Clearing Sight Distance (CSD) (Along Tracks)	1,439	FEET

Distances calculated per American Association of State Highway and Transportation Officials (AASHTO), A Policy on Geometric Design of Highways and Streets, 2001, Fourth Edition.

QUADRANT	CSD (FT)	OBSTRUCTION	SSD (FT)	OBSTRUCTION
NE	OK*		125'	Berm/trees.
NW	OK*		*300'	Trees
SE	OK*		75'	Bldg.
SW	Ok*		OK*	

*Note: The installation of automatic flashing light signals and gates eliminate the need to satisfy minimum Sight Distance criteria.

APPROACH GRADES: See Location Sketch

DIRECTION: EAST			DIRECTION: WEST		
DISTANCE (FT)	ELEVATION (FT)	GRADE (%)	DISTANCE (FT)	ELEVATION (FT)	GRADE (%)

Distance measured from outermost rail.

COMMENTS: See Page 3 for Location Sketch (Aerial Photo) of Crossing.



Crossing #: 353705R

Location: Vermilion Co., City of Danville (N)

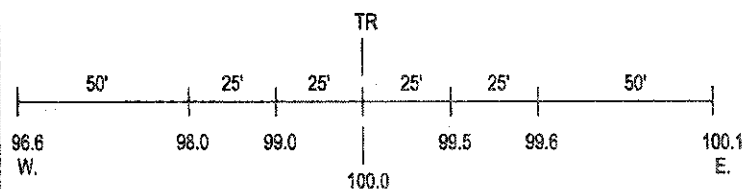
Lat/Long: 40°11'51" / 87°36'53"

Railroad: CSX

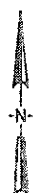
Street: Sunset Road

Railroad Milepost: 118.93

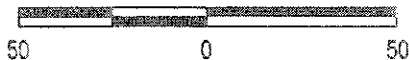
Crossing Protection: Signs



ROAD PROFILE



SCALE IN FEET



③ Photo Location



500 Water St
13th Floor
Jacksonville, FL 32202
EMAIL Hal_Gibson@csx.com
PHONE (904) 359-1048
FAX (904) 366-4042

Hal A. Gibson, Jr.
Principal Engineer, Public Projects

March 28, 2006

Illinois Commerce Commission
527 E. Capital Ave, Springfield, IL 62701
Springfield, IL 62701

Subject: Danville, Vermilion, County, IL: Sunset Road - Install AFLS&G controlled by
constant warning time circuitry., DOT 353705R, MP OZA 118.93 Project #
IL0189

Michael Stead:

Enclosed for your review and approval is the Signal Force Account Estimate for
\$175,687.00 for the above referenced project.

We await receipt of your further advice and/or approval of the project cost and authority
to proceed. If I can be of any further assistance, please do not hesitate to contact me.

Thank you

A handwritten signature in dark ink, appearing to read "H. Gibson", written over a horizontal line.

Hal A. Gibson, Jr.

**CSX TRANSPORTATION, INC.
FORCE ACCOUNT ESTIMATE**

Page 1

ACCT. CODE : 709 -

ESTIMATE SUBJECT TO REVISION AFTER:		9/24/2006	DOT NO.: 353705R
CITY: Danville	COUNTY: Vermilion	STATE: IL	
DESCRIPTION: TR 193 (Sunset Road) - Install FLS&G controlled by CWT.			
DIVISION: Midwest Division	SUB-DIV: Woodland	MILE POST: OZA 118.93	
AGENCY PROJECT NUMBER: IL0189			

PRELIMINARY ENGINEERING:

200 Labor (Non Contract)		\$	1,350
200 Additive	39.31%	\$	531
230 Expenses		\$	235
212 Contracted & Administrative Engineering Services		\$	500
Subtotal		\$	2,616

CONSTRUCTION ENGINEERING/INSPECTION:

200 Labor (Non Contract)		\$	-
200 Additive	39.31%	\$	-
230 Expenses		\$	-
212 Contracted & Administrative Engineering Services		\$	500
Subtotal		\$	500

FLAGGING SERVICE: (Contract Labor)

070 Labor (Conductor-Flagman)		\$	-
050 Labor (Foreman/Inspector)		\$	-
070 Additive	116.26% (Transportation Department)	\$	-
050 Additive	110.77% (Engineering Department)	\$	-
230 Per Diem	(Engineering Department)	\$	-
230 Expenses		\$	-
Subtotal		\$	-

<u>SIGNAL & COMMUNICATIONS WORK:</u>	(Details Attached)	\$	152,698
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<u>TRACK WORK:</u>	(Details Attached)	\$	-
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ACCOUNTING & BILLING:

040 Labor		\$	2,000
040 Additive	95.08%	\$	1,902
Subtotal		\$	3,902

PROJECT SUBTOTAL

900 <u>CONTINGENCIES:</u>	10.00%	\$	159,715
		\$	15,972

GRAND TOTAL	*****	\$	175,687
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NOTE: Estimate is based on FULL CROSSING CLOSURE during work by Railroad Forces.

This estimate has been prepared based on site conditions, anticipated work duration periods, material prices, labor rates, manpower and resource availability, and other factors known as of the date prepared. The actual cost for CSXT work may differ based upon the agency's requirements, their contractor's work procedures, and/or other conditions that become apparent once construction commences or during the progress of the work.

Office of Assistant Chief Engineer Public Projects--Jacksonville, Florida

Estimated prepared by:

DATE: 3/28/2006

REVISED:

Form Last Revised: March 4, 2005 CFL

**CSX TRANSPORTATION, INC.
FORCE ACCOUNT ESTIMATE**

ACCT. CODE : 709 -
Pub EB - SC EB3

ESTIMATE SUBJECT TO REVISION AFTER: 9/24/2006
CITY: Danville COUNTY: Vermilion
DESCRIPTION: TR 193 (Sunset Road) - Install FLS&G controlled by CWT.

DOT NO.: 353705R
STATE: IL

DIVISION: Midwest Division
DRAWING NO.: OZA118.93.H01
AGENCY PROJECT NUMBER: IL0189

SUB-DIV: Woodland
DRAWING DATE: 2/7/2006

MILEPOST: OZA 118.93
REGION: Midwest

PRELIMINARY ENGINEERING:

200	Labor (Non Contract)	5	Days @	\$ 270.00	\$	1,350
200	Additive 39.31%				\$	531
230	Expenses				\$	235
212	Contracted & Administrative Engineering Services				\$	500
	Subtotal				\$	2,616

CONSTRUCTION ENGINEERING/INSPECTION:

200	Labor (Non Contract)	0	Days @	\$ 270.00	\$	-
200	Additive 39.31%				\$	-
230	Expenses				\$	-
212	Contracted & Administrative Engineering Services				\$	500
	Subtotal				\$	500

FLAGGING SERVICE: (Contract Labor)

70	Labor (Conductor-Flagman)	0	Days @	\$ -	\$	-
50	Labor (Foreman/Inspector)	0	Days @	\$ 235.00	\$	-
70	Additive 116.26% (Transportation Department)				\$	-
50	Additive 110.77% (Engineering Department)				\$	-
230	Expenses (Engineering Department)	0	Days @	\$ 75.00	\$	-
230	Expenses	0	Days @	\$ 45.00	\$	-
	Subtotal				\$	-

COMMUNICATIONS WORK:

	Temporary (Details Attached)	\$	-
	Permanent (Details Attached)	\$	-
	Subtotal	\$	-

CSX TRANSPORTATION, INC.
FORCE ACCOUNT ESTIMATE

PAGE Page 2 of 4 4

ACCT. CODE : 709 -
 Pub EB - SC EB3

TRACK: LABOR

50	Traffic Control	0	MAN-HRS	\$ 21.00	\$ -
50	Remove Existing Crossing	0	MAN-HRS	\$ 21.00	\$ -
50	Renew Cross Ties	0	MAN-HRS	\$ 21.00	\$ -
50	Renew Rail	0	MAN-HRS	\$ 21.00	\$ -
50	Install OTM	0	MAN-HRS	\$ 21.00	\$ -
50	Install Field Welds	0	MAN-HRS	\$ 21.00	\$ -
50	Install Geo-Textile Fabric	0	MAN-HRS	\$ 21.00	\$ -
50	Install Sub-Drains	0	MAN-HRS	\$ 21.00	\$ -
50	Install Ballast	0	MAN-HRS	\$ 21.00	\$ -
50	Line and Surface	0	MAN-HRS	\$ 21.00	\$ -
50	Install Crossing Materials	0	MAN-HRS	\$ 21.00	\$ -
50	Install Bituminous Pavement	0	MAN-HRS	\$ 21.00	\$ -
50		0	MAN-HRS	\$ 21.00	\$ -
50		0	MAN-HRS	\$ 21.00	\$ -
50	Clean-Up	0	MAN-HRS	\$ 21.00	\$ -
50	Additive 110.77%	0	MAN-HRS	\$ 21.00	\$ -
230	Per Diem	0	MAN-DAY	\$ 90.00	\$ -
	Subtotal				\$ -

TRACK: MATERIAL

220	Cross Ties, Main Line	0	EA	\$ 31.00	\$ -
220	Rail, 136RE, New	0	LF	\$ 17.00	\$ -
220	Misc. OTM	1	LOT	\$ -	\$ -
210	Geo-Textile Fabric	0	RL	\$ 250.00	\$ -
210	Sub-Drains	0	LF	\$ 6.00	\$ -
220	Ballast	0	NT	\$ 5.75	\$ -
220	Field Welds	0	EA	\$ 100.00	\$ -
		0		\$ -	\$ -
		0		\$ -	\$ -
210	Concrete Full Width	0	TF	\$ 225.00	\$ -
210	Concrete/Rubber Xing (CSX)	0	TF	\$ 135.00	\$ -
210	Rubber Crossing, Full Depth	0	TF	\$ 280.00	\$ -
210	Timber/Asphalt Crossing (CSX Standard)	0	TF	\$ 42.00	\$ -
220	Crossties, 10' Length	0	EA	\$ 39.00	\$ -
210	Bituminous Material	0	NT	\$ 80.00	\$ -
210	Sales Tax on Material 6.50%				\$ -
210	Material Handling 5.00%				\$ -
	Subtotal				\$ -

CONTRACT:

215	Asphalt Paving (In Place)	0	NT	\$ 120.00	\$ -
241	Disposal of Waste Materials	0	TF	\$ 10.00	\$ -
215	Maintenance of Traffic	0	DAY	\$ 300.00	\$ -
	Subtotal				\$ -

CSX TRANSPORTATION, INC.
FORCE ACCOUNT ESTIMATEACCT. CODE : 709 -
Pub EB - SC EB3241 EQUIPMENT RENTAL:

Subtotal

\$ -

50 WORK TRAIN:

0 DAY \$ 2,100.00

Subtotal

\$ -

\$ -

SALVAGE:

228 Rail

0 NT \$ 65.00

\$ -

228 OTM

0 NT \$ 75.00

\$ -

Subtotal

\$ -

SIGNAL WORK:

210 Material - Field & Consumables

\$ 64,706

210 Material - Sales Tax

\$ 4,206

220 Material - Shop

60 Construction Labor

\$ 18,762

65 Shop Labor

\$ 800

230 Per Diem

\$ 8,085

200 RR Engineering, Preliminary

\$ 4,135

200 RR Engineering, Construction

\$ 2,814

60 Additives to Construction Labor

\$ 15,246

65 Additives to Shop Labor

\$ 760

200 Additives to Engineering

\$ 2,732

241 Equipment Expense

\$ 11,050

241 Waste Management

\$ 204

212 Contract Engineering

\$ 11,997

211 Freight

\$ 4,700

216 AC Power Service

\$ 2,500

228 Salvage

\$ 1

900 Other

\$ -

Subtotal

\$ 152,698

ACCOUNTING & BILLING:

40 Labor

10 Days @ \$ 200.00

\$ 2,000

40 Additive 95.08%

\$ 1,902

Subtotal

\$ 3,902

PROJECT SUBTOTAL:

\$ 159,715

900 CONTINGENCIES: 10.00%

\$ 15,972

GRAND TOTAL *****

\$ 175,687

CSX TRANSPORTATION, INC.
FORCE ACCOUNT ESTIMATE

Page 4 of 4

ACCT. CODE : 709 -
Pub EB - SC EB3**DIVISION OF COST:**

Agency	<u>100.00%</u>	\$ 175,687
Railroad	<u>0.00%</u>	\$ -
TOTAL	*****	\$ 175,687

NOTE: Estimate is based on FULL CROSSING CLOSURE during work by Railroad Forces.

This estimate has been prepared based on site conditions, anticipated work duration periods, material prices, labor rates, manpower and resource availability, and other factors known as of the date prepared. The actual cost for CSXT work may differ based upon the agency's requirements, their contractor's work procedures, and/or other conditions that become apparent once construction commences or during the progress of the work.

Office of Assistant Chief Engineer Public Projects--Jacksonville, Florida

Estimated prepared by: _____

DATE: 3/28/2006

REVISED: _____

ACCT. CODE : 709 -
Pub EB - SC EB3

ESTIMATE SUBJECT TO REVISION AFTER:	9/24/2006	DOT NO.: 353705R
CITY: Danville	COUNTY: Vermilion	STATE: IL
DESCRIPTION: TR 193 (Sunset Road) - Install FLS&G controlled by CWT.		
DIVISION: Midwest Division	SUB-DIV: Woodland	MILEPOST: OZA 118.93
DRAWING NO.: OZA118.93.H01	DRAWING DATE: 2/7/2006	Midwest
AGENCY PROJECT NUMBER: IL0189		

SIGNAL WORK:

210 Material - Field & Consumables	\$ 64,706
210 Material - Sales Tax	\$ 4,206
220 Material - Shop	\$ -
60 Construction Labor	\$ 18,762
65 Shop Labor	\$ 800
230 Per Diem	\$ 8,085
200 RR Engineering, Preliminary	\$ 4,135
200 RR Engineering, Construction	\$ 2,814
60 Additives to Construction Labor	\$ 15,246
65 Additives to Shop Labor	\$ 760
200 Additives to Engineering	\$ 2,732
241 Equipment Expense	\$ 11,050
241 Waste Management	\$ 204
212 Contract Engineering	\$ 11,997
211 Freight	\$ 4,700
216 AC Power Service	\$ 2,500
228 Salvage	\$ 1
900 Other	\$ -
Subtotal	\$ 152,698

ACCT. CODE : 709 -

Pub EB -

SC

EB3

ESTIMATE SUBJECT TO REVISION AFTER:

9/24/06

DOT NO.: 353705R

CITY: Danville

COUNTY: Vermillion

STATE: IL

DESCRIPTION: TR 193 (Sunset Road) - Install FLS&G controlled by CWT.

DIVISION: Midwest Division

SUB-DIV: Woodland

MILEPOST: OZA 118.93

DRAWING NO.: OZA118.93.H01

DRAWING DATE: 2/7/2006

REGION: Midwest

AGENCY PROJECT NUMBER: IL0189

Amount		
Task	Task Desc	Total
40	Labor General Office	\$3,902
50	Labor Roadway	
60	Labor Signal	\$34,008
65	Labor Signal1	\$1,560
70	Labor Transportation	
200	Labor NonContract	\$11,562
210	Invoice Material	
	Material - Field & Consu	\$68,912
211	Invoice Freight	\$4,700
212	Invoice Contract Eng	\$12,997
215	Invoice Misc	
216	Invoice Utilities	\$2,500
220	Material New	
	Material - Shop	
228	Scrap Credit	\$1
230	ExpenseRpts	\$8,320
241	Invoice Rental	\$11,254
900	Other	
900	Contingencies	\$15,972
	Material New	
Grand Total		\$175,687

Estimate No. 109414
CSX TransportationTR 193 (Sunset Rd.) - Install FLS&G controlled by CWT.
Danville, IL

DOT: 353705R

OP: IL0189

CSX Project: IL2006004

Summary

Material	\$ 64,706
Sales Tax	\$ 4,206
Labor:	
Construction Labor (77 man-days).....	\$ 18,762
Shop Labor (5 man-days).....	\$ 800
Subsistence (77 man-days).....	\$ 8,085
Railroad Engineering, Preliminary	\$ 4,135
Railroad Engineering, Construction	\$ 2,814
Additives to Construction Labor	\$ 15,246
Additives to Shop Labor	\$ 760
Additives to Engineering	\$ 2,732
Equipment Expenses (17 work days).....	\$ 11,050
Waste Management (17 work days).....	\$ 204
Contract Engineering	\$ 11,997
Freight	\$ 4,700
Poleline Removal	\$ 0
AC Power Service	\$ 2,500
Salvage	\$ 1

TOTAL ESTIMATE COST \$ 152,698

Date: 03/21/2006

Estimated By: David Albright

NOTE: This estimate should be considered void one year from date of estimate.

Shop Material List for CSX Project: IL2006004 (Effective: 03/21/2006) ,
Install FLS&G controlled by CWT.
Danville, IL - OZA 118.93

Catalog Num	Cond	Unit Price	Qty	Cost	Description
020-0003388	1	5424.00	1	5424.00	HOUSE 6X6L ALUM INCLUDES 5 SHELF, FARADAY CLOSET, 120V
020-0017120	1	12.17	6	73.02	BLOCK TERMINAL 12 POST SINGLE STRIP AAR 14.1.6 WITH 1 AAR
020-0017125	1	4.88	6	29.28	BLOCK TERMINAL 2 POST AAR 14.1.8 WITH 1 AAR 14.1.11
020-0018234	1	30.69	1	30.69	CABLE CONVERTER PROTOCOL/MEDIA WAYSIDE ACCESS
020-0021965	1	8.96	1	8.96	EXTRACTOR DWG 59688-4 TERMINAL GRS CAT P3-308' REF
020-0022651	1	47.04	1	47.04	PLUGBOARD KIT TYPE B1 OR ST1 RELAY ASSEMBLY WITH 12 EACH
020-0022701	1	71.18	26	1850.68	ARRESTER LPC 15012-1 0-30V DC OR 0-24V AC RATED AT 15 AMP
020-0025595	1	17.42	1	17.42	WRENCH DWG 55393-3 GR1 "E" TERMINAL POST NUT GRS CAT
020-0053360	1	415.52	3	1246.56	CHARGER BATTERY ELC 12/20 S 20 AMP 10-19.9 VDC ROTARY SW
020-0053510	1	233.11	1	233.11	KIT 240V AC EMERGENCY GENERATOR CABLE AND
020-0055602	1	11.39	1	11.39	RELAY POTTER BRUMFIELD KHAU17D12-12V 160 OHMS
020-0056514	1	9.32	4	37.28	SOCKET RELAY POTTER & BRUMFIELD 27E166 NEWARK
020-0064060	1	68.32	2	136.64	PLATE MOUNTING FOR 2 TYPE KHAU RELAY SOCKETS ON GRS B1
020-0660077	1	506.24	1	506.24	ARRESTER GE 9L10KAC213 FOR 240 VOLT SINGLE PHASE 3 WIRE
020-0770060	1	12.32	8	98.56	ARRESTER US&S N451552-0201 TRACK SERIES RED LABEL USGA
020-0770105	1	21.28	2	42.56	ARRESTER HARMON 202217-000 AGE-1 TRACK AIR GAP EQUALIZER
020-1940055	1	8.50	1	8.50	CONTAINER CIRCUIT PRINT 24" SCHEDULE 20 4" PVC PIPE WITH
020-2503090	1	940.56	1	940.56	CONVERTER PROTOCOL/MEDIA WAYSIDE ACCESS GATEWAY (WAG)
020-2503206	1	3899.31	1	3899.31	PREDICTOR SAFETRAN GCP-4000 SEAR-III AUTO TEST PKG FOR
020-2503210	1	14276.40	1	14276.40	PREDICTOR SAFETRAN GCP-4000 2-TRACK DUAL CASE W/RECORDER
020-2901190	1	11.39	3	34.17	RELAY POTTER BRUMFIELD KHAU17A12-120 3900 OHMS
020-3430130	1	358.40	1	358.40	RELAY SAFETRAN 400023 500 OHMS CONTACTS 6FB HEAVY DUTY
020-3652615	1	31.44	1	31.44	RESISTOR ADJUSTABLE 0.340 TO 3.00 OHMS 2.24A 15W SAFETRAN
020-4200100	1	6.04	5	30.20	CONNECTOR BUS 1" CENTERS 1/2" X 36" 18 GAGE PUNCHED 1/4" X
020-4200340	1	1.04	8	8.32	LINK TEST ASSEMBLY 1" CENTERS COMPLETE WITH INSULATED

Shop Material List for CSX Project: IL2006004 (Effective: 03/21/2006)
Install FLS&G controlled by CWT.
Danville, IL - OZA, 118.93

Catalog Num	Cond	Unit Price	Qty	Cost Description
020-4200350	1	1.68	14	23.52 LINK TEST ASSEMBLY 2-3/8" CENTERS COMPLETE WITH
020-8000067	1	14.38	2	28.76 LOCK AMERICAN H10SIGRA CSX SIGNAL PADLOCK WITH BLACK
Total Cost: \$				29,433.01

Field Material List for CSX Project: IL2006004 (Effective: 03/21/2006)
Install FLS&G controlled by CWT.
Danville, IL - OZA 118.93

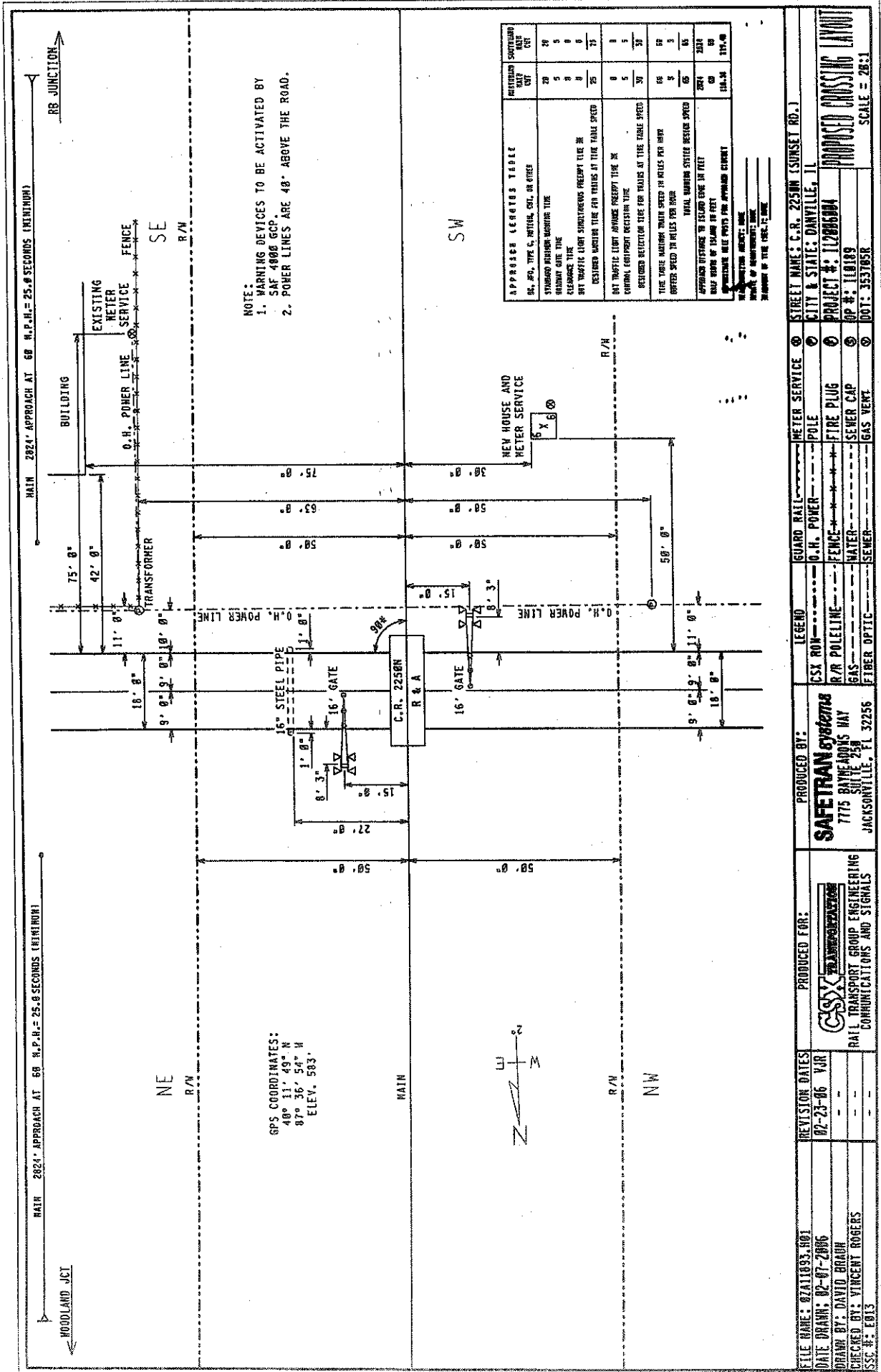
Catalog Num	Cond	Unit Price	Qty	Cost	Description
020-0013686	1	33.56	3	100.68	BOOTLEG KIT CSX RAIL CONN W/15 FT 3/16 IN BDSTRAND 6/64
020-0013908	1	5.06	350	1771.00	CABLE UG COMPOSITE 19 CONDUCTOR INCLUDES 13
020-0025145	1	465.70	4	1862.80	SHUNT ENCLOSURE INTERRAIL P/N IRS-SE8A WAYSIDE MOUNT
020-0052475	1	11.20	4	44.80	ARM EXTENSION 10-1/2" ALUM WITH 3/8" DIAMETER MOUNTING
020-0053220	1	1.82	150	273.00	CABLE POWER UG 3 COND, NO 6 AWG, SHOW LENGTH ON EACH
020-0054073	1	170.68	2	341.36	BRACKET ASSY GATE ARM CONVERSION INCLS BRKT, MTG
020-0055421	1	12.24	6	73.44	BRACKET SIGN 4" OR 5" MAST W/1/2" U-BOLT FOR ALL SIGNS
020-0056674	1	5434.34	2	10868.68	SIGNAL 0220-L GCWD GATE ASSY DWG SS222 INCLS 18 FBRGL ARM
020-0057275	1	0.80	450	360.00	WIRE UG TRACK TWISTED PAIR NO. 6 AWG SOLID CONDUCTOR
020-1040322	1	168.00	30	5040.00	BATTERY SAFT SPL165, 165 AH POCKET PLATE NICKEL CADMIUM
020-1040540	1	26.88	2	53.76	TRAY BATTERY FIBER CO 82687-1-P 12" WIDTH 24" LONG
020-1040550	1	39.20	2	78.40	TRAY BATTERY FIBER CO 82687-3-P 12" WIDTH 38"
020-1360014	1	825.09	1	825.09	PACKAGE FOREMANS CARE FOR ALUMINUM TYPICAL BOM FOR USE
020-1360016	1	16.64	1	16.64	PACKAGE SAFETY & SECURMENT WITH 1 EA CAUTION TAG 1 EA
020-1360104	1	1080.30	1	1080.30	LAYOUT METER SERVICE WITH 30' POLE CSX DWG SS351 SH 2 ITEMS
020-2500615	1	408.80	2	817.60	SHUNT SAFETRAN 62775-156 NARROW BAND 156HZ
020-2500915	1	781.76	2	1563.52	COUPLER SAFETRAN 62785 156HZ TJC FOR 3000GCP 62660MS/GCP
020-2503078	1	114.39	2	228.78	MODULE SAFETRAN GATE TIP SENSOR (A80281-2) USE WITH
020-2503092	1	20.33	2	40.66	KIT GATE TIP SENSOR RETAINING BRACKET INSTALLATION KIT,
020-2503094	1	30.69	2	61.38	KIT MINI TRACKSIDE SENSOR BRACKET KIT SSC 074035-8X FOR
020-2530287	1	263.38	3	790.14	FILTER EPC 800-080055-103 TF-156
020-3901895	1	84.00	2	168.00	TIP FLEX HWY CROSSING GATE 24 IN LONG RED & WHITE STRIPES
020-3930010	1	3.70	2	7.40	KIT GATE ARM WARNING STICKER KIT INCLUDES 1-EA 5"X3"
020-4200340	1	1.04	30	31.20	LINK TEST ASSEMBLY 1" CENTERS COMPLETE WITH INSULATED
020-4200900	1	0.24	6	1.44	CONNECTOR SHEATHING AMP 329860 FOR NO. 14 WIRE

Field Material List for CSX Project: IL2006004 (Effective: 03/21/2006)
Install FLS&G controlled by CWT.
Danville, IL - OZA 118.93

Catalog Num	Cond	Unit Price	Qty	Cost Description
020-9999991	1	100.00	1	100.00 BLOCKING AND BRACING FOR PROJECTS BURCO DIST
250-0001827	1	12.74	1	12.74 BREAKER CIRCUIT SQ D QO235
360-0006100	1	33.78	1	33.78 STOOL STEP WOOD 14"X 20" SIGNAL MAINTAINERS CSXT
360-0800145	1	4.18	1	4.18 BROOM WAREHOUSE CORN HVY DUTY ID300
Total Cost: \$				26,650.77

Consumables List for CSX Project: IL2006004 (Effective: 03/21/2006)
Install FLS&G controlled by CWT.
Danville, IL - OZA 118.93

Catalog Num	Cond	Unit Price	Qty	Cost Description
N/A		50.00	80	4000.00 FILL MATERIAL, 1 CUBIC YARD
N/A		800.00	1	800.00 WALKWAY ROCK, 10 CUBIC YARDS
020-0017605	1	0.22	350	77.00 WIRE CASE 10 AWG FLEX CSX SPEC SS796 OKONITE
020-0017607	1	0.54	500	270.00 WIRE CASE TW PR NO 10 AWG FLEX CSX SPEC SS796 TWIST 2
020-0017625	1	0.35	150	52.50 WIRE CASE TW PR NO 14 AWG FLEX CSX SPEC SS796 TWIST 2
020-0017630	1	0.11	200	22.00 WIRE CASE NO 16 AWG FLEX CSX SPEC SS796 FURN 1000 FT SPOOL
020-0017635	1	0.80	130	104.00 WIRE SIGNAL DEL 018 NO 6 COPPER STRANDED SINGLE
020-0028610	1	0.50	100	50.00 TERMINAL RING AMP 35628 YELLOW PLASTI-BOND HVY DUTY
020-1710045	1	2.62	300	786.00 CONDUIT SDR 13.5 4" POLYETHYLENE TRENCHLESS
020-2060072	1	666.40	2	1332.80 FOUNDATION HELICAL SCREW-IN ASSEMBLY 7' X 10" COMPLETE
020-2060074	1	476.00	2	952.00 EXTENSION 10" X 3' USE WITH XING GATE AND SIGNAL MAST
020-3261970	1	9.41	2	18.82 DECAL ASSY 2" BLACK PRESSURE SENSITIVE VINYL PRE-MASKED
020-4200880	1	0.53	2	1.06 CONNECTOR TERMINAL 2-3/8" CENTERS AAR 14.1.15-4 NICKEL
020-4200892	1	0.44	27	11.88 CONNECTOR TERMINAL 1" CENTERS AAR 14.1.15-3 NICKEL PLATED
020-4251190	1	0.45	120	54.00 TERMINAL RING AMP 35627 BLACK PLASTI-BOND WIRE SIZE 10-12
020-4251290	1	0.56	30	16.80 TERMINAL WIRE AMP 322051 BLUE WIRE SIZE NO 6 AWG 1/4" STUD
020-4251295	1	0.60	6	3.60 TERMINAL WIRE AMP 322007 BLUE WIRE SIZE NO 6 AWG 3/8" STUD
020-9999992	1	50.00	1	50.00 HOUSE, SIGNAL HANDLING CHARGE, BURCO DISTRIBUTION
450-0019212	1	0.20	100	20.00 SCREW 10 X 1" SHT METAL PAN HD TYPE A COARSE THREAD
Total Cost: \$				8,622.46



VERMILION COUNTY HIGHWAY DEPARTMENT

ROBERT B. ANDREWS, P.E.
COUNTY ENGINEER

COUNTY HIGHWAY BUILDING
2732 BATESTOWN ROAD
OAKWOOD, ILLINOIS 61858

304 3012

Telephone
217/431-6682
FAX

217/431-6709

andrews@insightbb.com

RECEIVED
APR 12 2006

Illinois Commerce Commission
RAIL SAFETY SECTION

April 11, 2006

Illinois Commerce Commission
Transportation Division/ Rail Safety Section
Mr. Michael E. Stead
Rail Safety Administrator
527 East Capitol Avenue
Springfield, Illinois 62701

ATTN: Henry Humphries
Rail Safety Specialist

RE: Crossing Signal Estimates
Sunset Road, Newell Township
AAR/DOT #353 705R

Attached are the estimate of cost and plan and profile sketches of the necessary profile adjustment for the above mentioned crossing as requested in your letter of January 6, 2006 and subsequent phone calls. Please call if you have any questions or further information

Sincerely,


Robert B. Andrews, P.E.
County Engineer

Vermilion County Highway Dept. Cost Estimates for Township
at-grade RR crossing approach improvements
March 30, 2006

Newell Twp, Sunset Drive CSX Railroad
Existing Road is Oil & Chip, 15' wide
approach work includes 75' west side, 20' east side.

Item	Quantity	Unit	Unit Price	Amount
Till/Reshape & Compact Roadbed	160	S.Y.	10.00	1600
Aggregate Base Course, Type B	35	Ton	25.00	875
Calcium Chloride Treatment	1	Ton	490.00	490
Bituminous Materials, Prime	50	Gallon	3.00	150
Bituminous Aggregate Mix	25	Ton	60.00	1500
Culvert Replacement 24" x 30'	1	Each	900.00	900
Grade & Shape Ditches	200	Foot	10.00	2000
Seed & Mulch	500	S.Y.	3.00	1500
RR Protective Insurance	1	L.S.	3500.00	3500
Flagman	3	Day	400.00	1200

Total Roadway Construction Cost

\$13,715.00

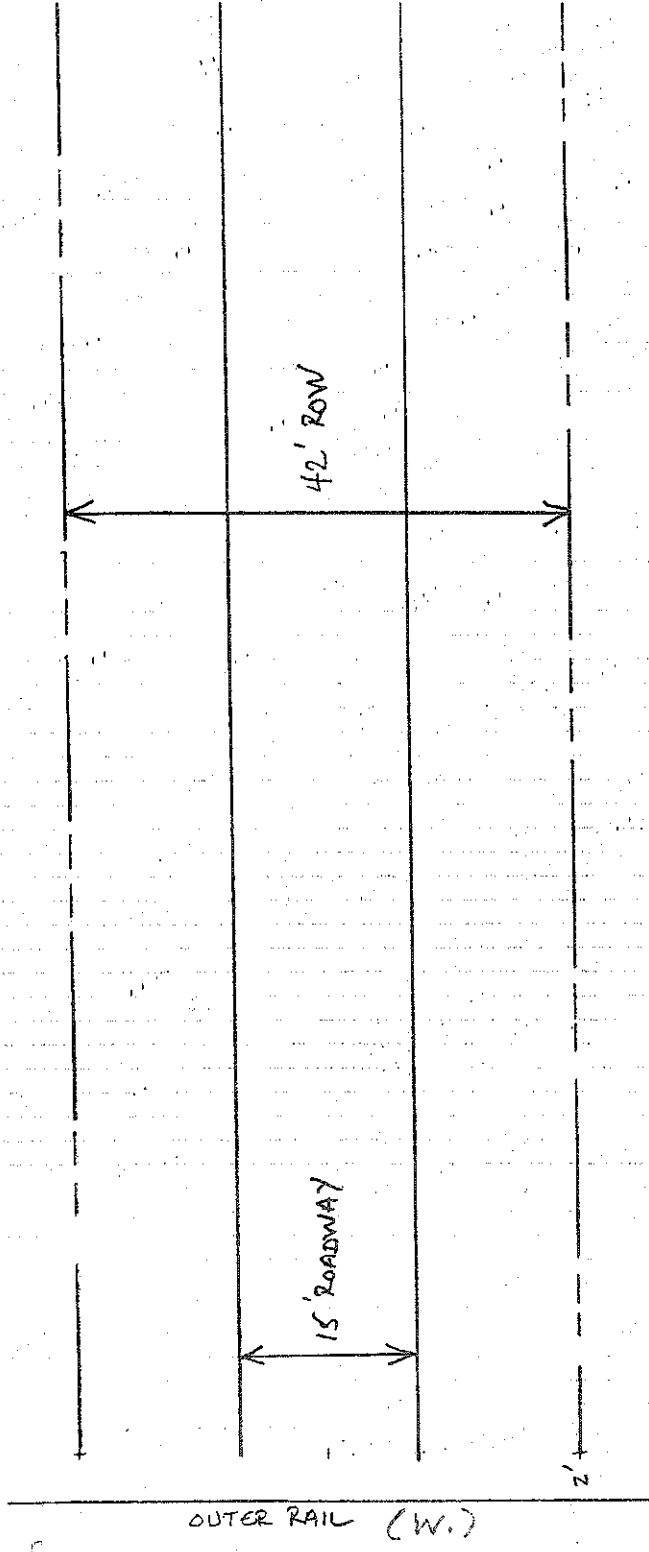
VERMILION CO.

Sunset Road (TR193)
E Profile West Side

SA 1188



24' ROW
Roadway
Cross-Section



98 -

97 -

96 -

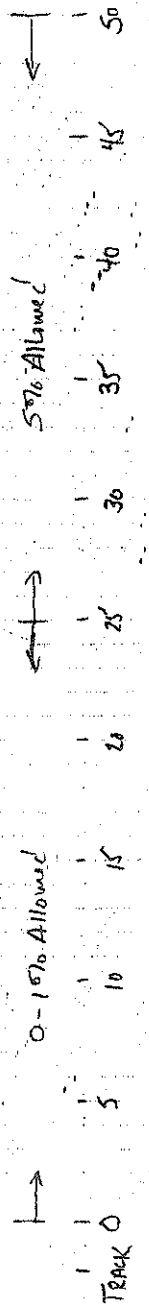
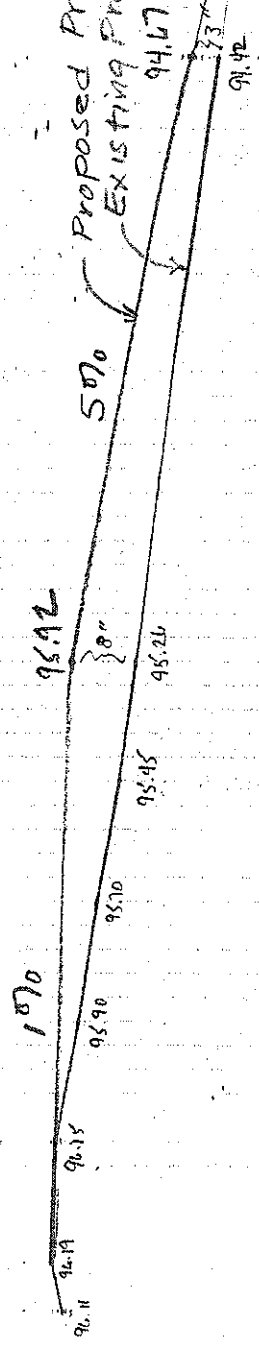
95 -

94 -

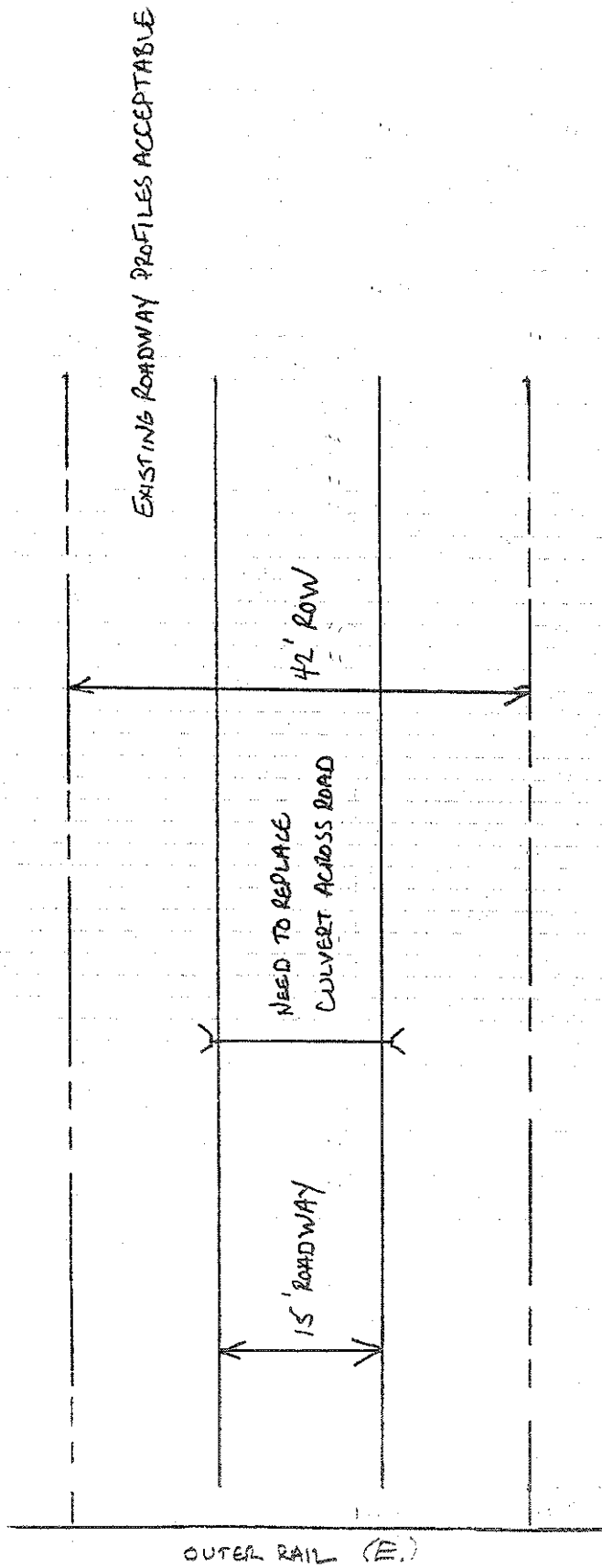
93 -

$$\frac{\Delta Y}{\Delta X} = \frac{94.42 - 95.26}{25} (100) = -3.36\%$$

EXHIBIT
PAGE



Sunset Road (TR 193)
Gr Profile East Side


$$\frac{AY}{AX} = \frac{96.45 - 96.19}{25} (100) = 0.6400\%$$

576 Allowed

O-170 Allowed!

[illegible]

ILLINOIS COMMERCE COMMISSION
STIPULATED AGREEMENT

Date May 10, 2006

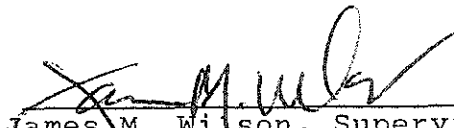
Agreement # 1188


The Newell Township Board of Trustees
(Board or Council of Township/Road District)


meeting on May 10, 2006, Resolved to authorize Richard Powell, Hwy. Commissioner
(Date) (Name, Office)

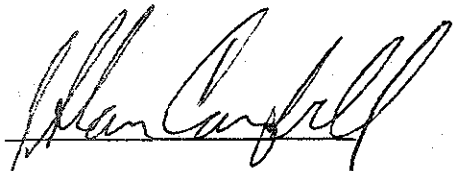
to act as its designated agent in the processing of this Stipulated Agreement and
that the Newell Township is financially willing and able to
(Township/ Road District)

Pay a portion of the cost for the proposed improvements outlined in Section 2 of
this Agreement.


James M. Wilson, Supervisor


Monta Goodwin, Trustee


Mark Steinbaugh, Trustee


J. Alan Campbell, Trustee


Harvey Truex, Trustee

**ILLINOIS COMMERCE COMMISSION
TRANSPORTATION DIVISION / RAIL SAFETY SECTION**

PROJECT STATUS REPORT

TYPE: (CHECK ONE)

PROGRESS	<input type="checkbox"/>
COMPLETION ¹	<input type="checkbox"/>

DATE	<input type="text"/>
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PROJECT INFORMATION:

Reporting Party:	CSX Transportation, Inc.
Docket/Order #: Date:	
Status Reports Due:	
Ordered Completion Date:	
Completion Report Due ¹ :	
AAR/DOT#, RR Milepost:	353 705R, 118.93-L
Street, (in/near) City, County:	Sunset Road (TR-193) near Danville, Vermillion County
Railroad Company:	CSX

¹Completion reports involving changes to the railroad crossing must include an updated USDOT Inventory Form.

PROJECT MANAGER INFORMATION²:

Name:	Hal Gibson
Title:	Principal Engineer
Representing:	CSX Transportation, Inc.
Street Address:	
City, State, Zip:	
Office Phone:	
Office Fax:	
Cellular Phone:	
E-Mail Address:	

²Project Manager information to be submitted by Newell Township Road District and the CSX Transportation, Inc.

DESCRIPTION OF IMPROVEMENTS ORDERED:

Installation of new automatic flashing light signals and gates (AFLS/Gates) controlled by constant warning time circuitry.

STATUS OF WORK: (use additional blank sheet, if necessary)

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Mail directed to the **Rail Safety Section** or the **Director of Processing and Information**, Transportation Bureau of the Commission should be addressed to:

Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

If you have questions contact:

Henry Humphries, Railroad Safety Specialist
Phone: 217/785-8423
Email: hhumphri@icc.illinois.gov

A **Form 3 Petition** can be obtained from the Illinois Commerce Commission by calling 217/782-7660 or on the web at:

<http://www.icc.state.il.us/hq/library.aspx?key=Railroad%20Safety>

United States Department of Transportation Inventory Form #6180.71 can be obtained on the web at:

<http://safetydata.fra.dot.gov/OfficeofSafety/Forms/Default.asp>

Submit Inventory forms to:

Federal Railroad Administration Office of Safety 1120 Vermont Avenue, NW Washington, DC 20590	And	Chief of Data Services Illinois Department of Transportation 2300 S. Dirksen Parkway, Room 318 Springfield, IL 62764
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ILLINOIS COMMERCE COMMISSION
TRANSPORTATION DIVISION / RAIL SAFETY SECTION

PROJECT STATUS REPORT

TYPE: (CHECK ONE)

PROGRESS	
COMPLETION ¹	

DATE	
------	--

PROJECT INFORMATION:

Reporting Party:	Newell Township Road District
Docket/Order #: Date:	
Status Reports Due:	
Ordered Completion Date:	
Completion Report Due ¹ :	
AAR/DOT#, RR Milepost:	353705R, 118.93-L
Street, (in/near) City, County:	Sunset Road (TR-193), near Danville, Vermilion County
Railroad Company:	CSX

¹Completion reports involving changes to the railroad crossing must include an updated USDOT Inventory Form.

PROJECT MANAGER INFORMATION²:

Name:	<i>Richard Powell</i>
Title:	<i>Highway Commissioner</i>
Representing:	Newell Township Road District
Street Address:	
City, State, Zip:	
Office Phone:	
Office Fax:	
Cellular Phone:	
E-Mail Address:	

²Project Manager information to be submitted by Newell Township Road District and the CSX Transportation, Inc.

DESCRIPTION OF IMPROVEMENTS ORDERED:

Improve highway approach grades.

STATUS OF WORK: (use additional blank sheet, if necessary)

Mail directed to the **Rail Safety Section** or the **Director of Processing and Information**, Transportation Bureau of the Commission should be addressed to:

Illinois Commerce Commission
527 East Capitol Avenue
Springfield, IL 62701

If you have questions contact:

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